

Exhibit 45

In the Matter of:

Caryn Devins Strickland

vs

United States, et al.

Deposition of:

JILL LANGLEY

April 27, 2023



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1 occurred to me. I mean, it's impossible to -- the
2 defending party in any complaint process has a bias.
3 They are just like the complainant has a bias, the
4 defending party has a bias.

5 So it just never occurred to me to apply
6 it to anyone other than who I identified in A, which
7 is the EDR coordinator, mediator, and presiding
8 judicial officer. That's Jill Langley's
9 understanding of what that section means.

10 If somebody wants to interpret it
11 differently, they are entirely free to; but what I
12 wrote in my paragraph 8 is how I have always read and
13 understood that disqualification provision.

14 Q Do you think that someone could interpret
15 it differently based on the language of the
16 provision?

17 MS. McMAHON: Objection. It calls for
18 speculation.

19 THE WITNESS: I've been an attorney long
20 enough to know that any two human beings could
21 interpret anything different ways than I do.

22 BY MS. WARREN:

1 mediation stage and that she had waited months and
2 had not heard back.

3 Q How did you respond to that?

4 A What I remember telling her was that I
5 didn't understand the concept at all of disqualifying
6 the party from representing itself.

7 And so I do -- I don't know what I said
8 to her about the delay in getting an answer back but
9 I remember -- and am seeing in my notes -- thinking
10 that it would surprise me if disqualifying the
11 defendant from being the defendant would be granted.

12 Q Did you talk with Caryn about remedies at
13 the complaint stage?

14 A I don't remember.

15 The only question -- the only topic that
16 I remember coming up late in our meeting was her
17 asking what would happen if the defender, like if the
18 presiding judicial officer at the end of the
19 complaint stage -- because that's when remedies
20 happen, after there has been a decision on the
21 merits -- what would happen if the defender refused
22 to comply with the orders.

1 A Yes.

2 Q You then said, "I've trained EDR
3 coordinators in the 10th Circuit, but I think that
4 needs to be nationalized."

5 Why did you think that?

6 A For the same reasons I just said.

7 Q "And I'd like to better understand if
8 FPDs are adequately protected by EDR remedies."

9 MS. McMAHON: Objection.

10 MS. YOUNG: Objection. Form.

11 THE WITNESS: What is your question? I'm
12 sorry.

13 BY MS. WARREN:

14 Q What did you mean by that?

15 A That was Caryn had asked me what would
16 happen if the defender didn't comply with the
17 presiding judicial officer's remedies at the end of
18 the complaint stage; and I did not at that time know
19 enough about the appointment, reappointment, and
20 removal of defenders to know what would happen. They
21 are different than the unit executive in the court
22 which is clearly governed by, supervised by, and

1 works at the pleasure of the chief judge and the
2 judges on that court.

3 And so I just didn't know the answer to
4 that particular question, and I had said I wanted to
5 find that out.

6 Q Did you ever tell Caryn the answer to
7 that question?

8 A I don't think I did. No.

9 Q Has your office -- did the Office of
10 Judicial Integrity provide EDR interpretive
11 guidelines to courts?

12 A Yes.

13 Q Did they provide national training to EDR
14 coordinators?

15 A Yes.

16 Q You were part of a 2018 working group.

17 A I was.

18 Q Why was that working group convened?

19 A It was in response to the recommendations
20 in the June 2018 workplace conduct working group.

21 Q Sorry. The working --

22 A The workplace conduct working group